

# Exhibit B

1 UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
2 CASE NO. 1:20-cv-06727  
-----X  
3 JEFFREY M. GOLDMAN,  
4 Plaintiff,  
5 v.  
6 SOL GOLDMAN INVESTMENTS LLC,  
SOLIL MANAGEMENT LLC and  
7 JANE H. GOLDMAN,  
8 Defendants.  
-----X

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12 DEPOSITION VIA ZOOM OF JANE H. GOLDMAN  
13 August 18, 2021  
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22 Reported by:  
23 SARA FREUND, CSR  
24  
25

<p style="text-align: right;">Page 2</p> <p>1</p> <p>2</p> <p>3</p> <p>4</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10 August 18, 2021</p> <p>11 10:10 a.m.</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19 DEPOSITION VIA ZOOM OF JANE H. GOLDMAN,</p> <p>20 held on the above mentioned date and time,</p> <p>21 before Sara Freund, a Certified Shorthand</p> <p>22 Reporter and Notary Public within and for the</p> <p>23 State of New York.</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 4</p> <p>1 IT IS HEREBY STIPULATED AND AGREED by and</p> <p>2 between counsel for the respective parties</p> <p>3 hereto, that the filing, sealing, and</p> <p>4 certification of the within deposition shall</p> <p>5 be and the same are hereby waived;</p> <p>6 IT IS FURTHER STIPULATED AND AGREED that</p> <p>7 all objections, except as to the form of the</p> <p>8 question, shall be reserved to the time of</p> <p>9 trial;</p> <p>10 IT IS FURTHER STIPULATED AND AGREED that</p> <p>11 the within deposition may be signed before</p> <p>12 any Notary Public with the same force and</p> <p>13 effect as if signed and sworn to before this</p> <p>14 court.</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
<p style="text-align: right;">Page 3</p> <p>1 A P P E A R A N C E S:</p> <p>2</p> <p>3 JOSEPH &amp; KIRSCHENBAUM LLP</p> <p>4 Attorneys for Plaintiff</p> <p>5 32 Broadway - Suite 601</p> <p>6 New York, New York 10004</p> <p>7 BY: D. MAIMON KIRSCHENBAUM, ESQ.</p> <p>8 LEAH SELIGER, ESQ.</p> <p>9</p> <p>10 ANSELL GRIMM &amp; AARON, P.C.</p> <p>11 Attorneys for Plaintiff</p> <p>12 365 Rifle Camp Road</p> <p>13 Woodland Park, New Jersey 07424</p> <p>14 BY: ANTHONY J. D'ARTIGLIO, ESQ.</p> <p>15</p> <p>16 ALSO PRESENT:</p> <p>17 Jeffrey M. Goldman</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 5</p> <p>1 J. H. GOLDMAN</p> <p>2 JANE H. GOLDMAN, after having</p> <p>3 first been duly sworn by a Notary Public of</p> <p>4 the State of New York, was examined and</p> <p>5 testified as follows:</p> <p>6 Q. State your name and address for the</p> <p>7 record.</p> <p>8 A. Jane H. Goldman, 1185 6th Avenue,</p> <p>9 New York, New York. I don't know the zip.</p> <p>10 EXAMINATION BY</p> <p>11 MR. KIRSCHENBAUM:</p> <p>12 Q. Good morning, Ms. Goldman. Have you</p> <p>13 ever been deposed before?</p> <p>14 A. Yes.</p> <p>15 Q. So I'm going to assume that you're</p> <p>16 familiar with the general rules of</p> <p>17 depositions; is that correct?</p> <p>18 A. No.</p> <p>19 Q. Is there any reason that you are</p> <p>20 unable to testify truthfully today?</p> <p>21 MR. D'ARTIGLIO: Objection.</p> <p>22 A. No.</p> <p>23 Q. Your attorney may object to certain</p> <p>24 of my questions. Unless he instructs you not</p> <p>25 to answer, it's important that you answer my</p>

<p style="text-align: right;">Page 10</p> <p>1 J. H. GOLDMAN</p> <p>2 know.</p> <p>3 A. I don't know.</p> <p>4 MR. KIRSCHENBAUM: Anthony, just to</p> <p>5 be clear --</p> <p>6 Q. And I'll make this clear to you, Ms.</p> <p>7 Goldman, for any question, I'm only asking</p> <p>8 you if you know the answer to the question.</p> <p>9 If you don't know the answer, saying you</p> <p>10 don't know is an acceptable answer.</p> <p>11 A. Thank you.</p> <p>12 Q. Do you know who the owners of Sol</p> <p>13 Goldman Investments LLC are?</p> <p>14 MR. D'ARTIGLIO: Objection. Just as</p> <p>15 we discussed earlier, Mr. Kirschenbaum,</p> <p>16 Ms. Goldman is here in her personal</p> <p>17 capacity, not as a --</p> <p>18 MR. KIRSCHENBAUM: I'm asking her --</p> <p>19 MR. D'ARTIGLIO: Let me finish. I'm</p> <p>20 not going to instruct her not to answer,</p> <p>21 so just hold on. She's not the corporate</p> <p>22 designee for SGI, who more likely and</p> <p>23 more accurately would be able to answer</p> <p>24 your question. With that in mind, she's</p> <p>25 free to answer. I'm just making it clear</p>	<p style="text-align: right;">Page 12</p> <p>1 J. H. GOLDMAN</p> <p>2 A. Not that I know of.</p> <p>3 Q. Are you a principal of that company?</p> <p>4 MR. D'ARTIGLIO: Objection.</p> <p>5 A. I don't know.</p> <p>6 Q. Do you hold a position with Solil</p> <p>7 Management LLC?</p> <p>8 A. I might. I don't know that.</p> <p>9 MR. KIRSCHENBAUM: Counsel, maybe we</p> <p>10 should take a break. I just want to be</p> <p>11 clear, you said you designated this</p> <p>12 witness on behalf of Solil Management and</p> <p>13 you're adopting her testimony. The</p> <p>14 questions I'm asking her are very basic</p> <p>15 questions about Solil Management. If</p> <p>16 your client is not prepared to answer</p> <p>17 those, we're going to have to call in</p> <p>18 another witness to testify on behalf of</p> <p>19 Solil Management. Would you like to take</p> <p>20 a break and talk to your client, or do</p> <p>21 you want me to continue going?</p> <p>22 MR. D'ARTIGLIO: We'll take a</p> <p>23 five-minute break.</p> <p>24 MR. KIRSCHENBAUM: Thank you.</p> <p>25 (Whereupon, recess was taken.)</p>
<p style="text-align: right;">Page 11</p> <p>1 J. H. GOLDMAN</p> <p>2 for the record that she's not here to</p> <p>3 testify as the corporate designee of SGI.</p> <p>4 Q. And again, I'll make clear on the</p> <p>5 record right now that any testimony that</p> <p>6 you're giving now, it sounds like it's going</p> <p>7 to be adopted by Solil Management LLC, as</p> <p>8 your attorney has told me, but you are not</p> <p>9 testifying as corporate designee of Sol</p> <p>10 Goldman Investments LLC; I'm asking you this</p> <p>11 question in your individual capacity.</p> <p>12 (Whereupon, the last question was</p> <p>13 read back.)</p> <p>14 A. No.</p> <p>15 Q. Do you know what Solil Management</p> <p>16 LLC is?</p> <p>17 MR. D'ARTIGLIO: Objection to form.</p> <p>18 A. No.</p> <p>19 Q. Have you ever heard of the company</p> <p>20 --</p> <p>21 A. Yes, I've heard of the company.</p> <p>22 Q. You heard of the company Solil</p> <p>23 Management LLC?</p> <p>24 A. Yes.</p> <p>25 Q. Are you a member of that company?</p>	<p style="text-align: right;">Page 13</p> <p>1 J. H. GOLDMAN</p> <p>2 MR. KIRSCHENBAUM: Just for the</p> <p>3 record, the corporate designee that was</p> <p>4 initially designated by Solil was Ms.</p> <p>5 Goldman, and Solil is now withdrawing Ms.</p> <p>6 Goldman's designation; is that right?</p> <p>7 MR. D'ARTIGLIO: That's correct.</p> <p>8 The federal rules permit us designate our</p> <p>9 corporate designees. At this time we are</p> <p>10 withdrawing Ms. Goldman as the designee</p> <p>11 for Solil Management. Ms. Brenner will be</p> <p>12 technically the designee for both</p> <p>13 companies, Solil Management and SGI. So</p> <p>14 she can be deposed in her capacity as the</p> <p>15 corporate designee on the date of her</p> <p>16 deposition. And in light of that</p> <p>17 withdrawal of Ms. Goldman as the</p> <p>18 corporate designee for Solil Management,</p> <p>19 Solil Management will not be adopting her</p> <p>20 testimony, which will be clearly in her</p> <p>21 individual capacity.</p> <p>22 Q. Ms. Goldman, just to be clear, I'm</p> <p>23 now asking you questions only in your</p> <p>24 individual capacity and not as the</p> <p>25 representative of Solil or SGI. Do you</p>

4 (Pages 10 - 13)

<p style="text-align: right;">Page 14</p> <p>1 J. H. GOLDMAN</p> <p>2 understand that?</p> <p>3 A. Yes.</p> <p>4 Q. Do you know who Ilona Shamis is?</p> <p>5 A. Yes.</p> <p>6 Q. Did she bring a lawsuit against</p> <p>7 Solil Management and yourself?</p> <p>8 MR. D'ARTIGLIO: Objection.</p> <p>9 A. I don't know the details.</p> <p>10 Q. The question was, did she bring a</p> <p>11 lawsuit against Solil Management and</p> <p>12 yourself?</p> <p>13 A. I don't know if it was a lawsuit or</p> <p>14 an Unemployment claim. Actually, I'm not</p> <p>15 sure. I just know she quit after she was</p> <p>16 asked to come back to the office, and she</p> <p>17 sued -- in what capacity, what point, what</p> <p>18 for, I don't know -- for two weeks' pay.</p> <p>19 Q. Do you know if you countersued her?</p> <p>20 A. If what?</p> <p>21 Q. If you countersued her.</p> <p>22 MR. D'ARTIGLIO: Objection.</p> <p>23 A. I don't know that.</p> <p>24 Q. Do you know if you raised</p> <p>25 counterclaims in that lawsuit?</p>	<p style="text-align: right;">Page 16</p> <p>1 J. H. GOLDMAN</p> <p>2 it to me now, I would appreciate that.</p> <p>3 MR. KIRSCHENBAUM: Okay.</p> <p>4 Q. I pulled this document file from the</p> <p>5 Court, it's Exhibit A to a motion that I'll</p> <p>6 represent to you -- and you don't have to</p> <p>7 confirm the truth of this -- it was filed on</p> <p>8 your behalf in the Southern District of New</p> <p>9 York, and it has a proposed amended answer</p> <p>10 and counterclaim in the claims of Ilona</p> <p>11 Shamis against Solil Management, Jane Goldman</p> <p>12 and some other defendants. Are you able to</p> <p>13 see it?</p> <p>14 A. Yes.</p> <p>15 Q. I'm scrolling to the beginning of</p> <p>16 the counterclaim section there, it is on page</p> <p>17 7 of the document, and I'm directing your</p> <p>18 attention to paragraph 2, where it says,</p> <p>19 Defendant Counterclaim Plaintiff Jane Goldman</p> <p>20 is a principal of Solil Management LLC. Do</p> <p>21 you see that?</p> <p>22 A. Yes.</p> <p>23 Q. Do you believe that this statement</p> <p>24 in that document is accurate?</p> <p>25 MR. D'ARTIGLIO: Objection. The</p>
<p style="text-align: right;">Page 15</p> <p>1 J. H. GOLDMAN</p> <p>2 MR. D'ARTIGLIO: Objection. Asked</p> <p>3 and answered. She said she doesn't know.</p> <p>4 But if you have anything to add, feel</p> <p>5 free.</p> <p>6 Q. Could you answer the question,</p> <p>7 please, Ms. Goldman?</p> <p>8 A. I did. I said I don't know.</p> <p>9 MR. KIRSCHENBAUM: I'm going to</p> <p>10 share Plaintiff's Exhibit 17.</p> <p>11 (Whereupon, Plaintiff's Exhibit 17</p> <p>12 was referenced.)</p> <p>13 MR. D'ARTIGLIO: Mr. Kirschenbaum,</p> <p>14 we did not receive this exhibit last</p> <p>15 night.</p> <p>16 MR. KIRSCHENBAUM: I'm presenting it</p> <p>17 to the witness now.</p> <p>18 MR. D'ARTIGLIO: Before you present</p> <p>19 it to the witness, if you could scroll</p> <p>20 down slowly so that I could review the</p> <p>21 exhibit, I would appreciate that.</p> <p>22 MR. KIRSCHENBAUM: I could e-mail it</p> <p>23 to you now, I can scroll through it page</p> <p>24 by page, whatever makes it easier.</p> <p>25 MR. D'ARTIGLIO: If you could e-mail</p>	<p style="text-align: right;">Page 17</p> <p>1 J. H. GOLDMAN</p> <p>2 document speaks for itself. You can</p> <p>3 answer.</p> <p>4 MR. KIRSCHENBAUM: The document</p> <p>5 doesn't speak for itself. I'm asking her</p> <p>6 if it's accurate. I know what it says.</p> <p>7 I'm asking her if it's accurate.</p> <p>8 MR. D'ARTIGLIO: Mr. Kirschenbaum, I</p> <p>9 don't think the hostility is warranted.</p> <p>10 I made --</p> <p>11 MR. KIRSCHENBAUM: There's no</p> <p>12 hostility.</p> <p>13 MR. D'ARTIGLIO: Mr. Kirschenbaum,</p> <p>14 you're interrupting, it's very</p> <p>15 unprofessional. Just let me finish. I'm</p> <p>16 not directing her not to answer. I</p> <p>17 objected. She can answer.</p> <p>18 Q. And I'm stating for the record, to</p> <p>19 clarify my question, I'm not asking you if</p> <p>20 the document says what it says. I'm asking</p> <p>21 you if that statement is accurate. The</p> <p>22 statement that Jane Goldman is a principal of</p> <p>23 Solil Management, is that an accurate</p> <p>24 statement? That is my question.</p> <p>25 MR. D'ARTIGLIO: Objection. If you</p>

5 (Pages 14 - 17)

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1 J. H. GOLDMAN  
2 can answer.  
3 A. Can you ask the question again?  
4 Q. Is the statement that the Defendant  
5 Counterclaim Plaintiff Jane Goldman is a  
6 principal of Solil Management LLC an accurate  
7 statement? Please do not look at your phone  
8 while I'm questioning you.  
9 A. I'm sorry, I had an emergency, I had  
10 no choice.  
11 Q. If you need to take a break, please  
12 let me know --  
13 A. I had to read the message, that's  
14 all I had to do.  
15 Q. The question is, is the statement  
16 that Jane Goldman is a principal of Solil  
17 Management LLC an accurate statement?  
18 MR. D'ARTIGLIO: Same objection.  
19 A. I believe it is.  
20 Q. So earlier you said you did not know  
21 if you were a principal. Have you changed  
22 your mind on that point?  
23 A. No. I'm sorry, you asked me if I  
24 saw a document drawn up by my attorneys that  
25 identified me as a principal, which you did

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1 J. H. GOLDMAN  
2 not ask me before to begin with.  
3 Q. I'm asking you now, are you a  
4 principal --  
5 A. I have no reason to doubt the  
6 voracity of that statement drawn up by my  
7 lawyers.  
8 Q. So now I'm asking you  
9 straightforwardly, are you a principal of  
10 Solil Management LLC?  
11 MR. D'ARTIGLIO: Objection. Asked  
12 and answered already half a dozen times.  
13 One more time, Ms. Goldman, you can  
14 answer.  
15 A. From what you showed me, I believe  
16 it's accurate. I don't know if that's an  
17 accurate piece of paper.  
18 Q. So you don't know if you're a  
19 principal of Solil Management LLC?  
20 MR. D'ARTIGLIO: Objection. The  
21 testimony is quite clear, Mr.  
22 Kirschenbaum.  
23 MR. KIRSCHENBAUM: It's not clear to  
24 me. The answer to the question so far --  
25 A. We have hundreds of companies where

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1 J. H. GOLDMAN  
2 I have different titles, different  
3 designations, and do I know exactly the  
4 title, the designation of every company? No,  
5 I do not know it. I could tell you that by  
6 looking at that, provided that that is an  
7 accurate -- you know, whatever you showed me  
8 is an accurate representation, yes, I'm going  
9 to say it's fine, I would say that it's  
10 accurate.  
11 Q. When you say "we have hundreds of  
12 companies", who is "we"?  
13 MR. D'ARTIGLIO: Objection.  
14 Q. I'm asking you to explain your  
15 testimony.  
16 A. It's a private company.  
17 Q. When you say "we have hundreds of  
18 companies" --  
19 A. My family does.  
20 Q. Is Sol Goldman Investments LLC one  
21 of those companies?  
22 MR. D'ARTIGLIO: Objection.  
23 A. I don't know that it's a company.  
24 Q. I'm sorry, I didn't hear your  
25 answer.

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1 J. H. GOLDMAN  
2 A. I said I don't know that it's a  
3 company.  
4 Q. You don't know if Sol Goldman  
5 Investments LLC is a company?  
6 MR. D'ARTIGLIO: Objection. Asked  
7 and answered.  
8 A. No, I don't.  
9 MR. D'ARTIGLIO: You're just  
10 repeating the question.  
11 Q. I wasn't repeating. I was just  
12 clarifying that that was in fact the answer.  
13 Was Jeff Goldman an employee of  
14 Solil Management LLC?  
15 MR. D'ARTIGLIO: Objection.  
16 A. I believe that he was.  
17 Q. Do you believe that he was an  
18 employee for about 20 years?  
19 A. I don't know the exact amount of  
20 time.  
21 Q. Was it more than ten, in your  
22 recollection?  
23 A. I would say more than ten. Should  
24 we try eleven?  
25 Q. Well, when you submit your

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1 J. H. GOLDMAN  
2 declaration after you remember everything  
3 that you didn't remember during this  
4 deposition --  
5 A. I don't remember how long he was  
6 here.  
7 Q. -- you could put that in.  
8 A. I said that, and you questioned me  
9 again.  
10 Q. Did Mr. Goldman's employment get  
11 terminated by you?  
12 MR. D'ARTIGLIO: Objection.  
13 A. I don't know the definition of  
14 terminating.  
15 Q. Did you terminate Mr. Goldman's  
16 employment?  
17 MR. D'ARTIGLIO: Objection.  
18 A. I don't understand the question.  
19 MR. KIRSCHENBAUM: I'm sorry,  
20 Anthony, the question was if she  
21 terminated Mr. Goldman's employment.  
22 You're objecting. If you want to  
23 obfuscate some finer points, that's fine.  
24 But my question was if she terminated the  
25 employment. I'd like to ask you the

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1 J. H. GOLDMAN  
2 basis for that objection.  
3 MR. D'ARTIGLIO: Sure, absolutely.  
4 Do you mean did she personally? She did  
5 not employ Mr. Goldman --  
6 MR. KIRSCHENBAUM: I'm not asking  
7 you to tell her what to answer --  
8 MR. D'ARTIGLIO: Excuse me, you just  
9 asked me to explain my objection --  
10 MR. KIRSCHENBAUM: Right. I didn't  
11 ask you to tell her what to answer.  
12 MR. D'ARTIGLIO: Stop yelling, sir.  
13 You're yelling.  
14 MR. KIRSCHENBAUM: I am not yelling.  
15 MR. D'ARTIGLIO: We will not proceed  
16 in this fashion.  
17 MR. KIRSCHENBAUM: You can make a  
18 record for yourself --  
19 MR. D'ARTIGLIO: If you don't want  
20 me to explain my objection, that's fine.  
21 I'm explaining to you why I objected.  
22 MR. KIRSCHENBAUM: Don't explain  
23 your objections; just make a little show  
24 for your client.  
25 MR. D'ARTIGLIO: I'm making

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1 J. H. GOLDMAN  
2 objections because your questions are  
3 improper.  
4 MR. KIRSCHENBAUM: Do you believe  
5 that the question did you terminate Mr.  
6 Goldman's employment is not a proper  
7 question, just to be clear?  
8 MR. D'ARTIGLIO: I believe it's  
9 phrased in a way that it's ambiguous and  
10 vague, and so it's not a proper question.  
11 Q. Ms. Goldman, did you terminate Mr.  
12 Goldman's objection?  
13 MR. D'ARTIGLIO: Objection.  
14 A. I don't understand what you mean by  
15 "terminate." Mr. Goldman terminated his own  
16 employment.  
17 Q. What do you mean?  
18 MR. D'ARTIGLIO: Objection.  
19 A. "What do you mean?" He retired. He  
20 resigned.  
21 Q. When did he resign?  
22 A. I believe it was June 24th.  
23 Q. How did he make his resignation  
24 known?  
25 MR. D'ARTIGLIO: Objection.

Page 25

1 J. H. GOLDMAN  
2 A. He had had discussions with other  
3 people in the office, and then it was  
4 presented to me, and I was shocked that he  
5 had decided that he was no longer coming into  
6 the office and no longer going to court,  
7 which was his primary responsibility, so I  
8 gave him a call. I was surprised he hadn't  
9 called me himself, considering, as you said,  
10 that he's been a long-term employee, that he  
11 didn't contact me personally, so I took that  
12 on myself and I called him, at which point he  
13 made it clear that he had no intention of  
14 coming back to the office. I said, Well,  
15 Jeff I guess that means you're retiring. And  
16 he said, No, that doesn't mean that. Could  
17 you fire me so that I can collect  
18 Unemployment? Which, as he stated yesterday  
19 in his deposition, he wanted me to fire him  
20 so he could collect Unemployment, which he  
21 stated to me on the phone, and he  
22 acknowledged yesterday in his very own  
23 deposition. And I said, Jeff, I'm going to  
24 take this as your retirement, that's not what  
25 happened. I said, You have a pension. Why



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1 J. H. GOLDMAN  
2 would I fire you? Why would you take  
3 Unemployment? You're refusing to come to  
4 work, and you have a pension. If that's what  
5 you're going with, go with your pension and  
6 enjoy your retirement.  
7 Q. So just to be clear, did he say the  
8 words he was retiring, or did he tell you he  
9 wasn't coming to the office?  
10 MR. D'ARTIGLIO: Objection.  
11 A. No. What he told me was that I  
12 should fire him. He had stated in a previous  
13 correspondence with Judy that he was not  
14 coming to work, he was not going to court,  
15 which was his job. So if he stopped going to  
16 court, and he's not coming to work -- his job  
17 did not entail working from home, and he  
18 never stated if, when he would ever return to  
19 court, so I assumed he was quitting. He was  
20 quitting. That was quitting. He said he  
21 wanted to be fired so he could collect  
22 Unemployment, pure and simple.  
23 Q. Did he ask you to work from home?  
24 MR. D'ARTIGLIO: Objection.  
25 A. Did he ask me? No, he did not.

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1 J. H. GOLDMAN  
2 Q. Do you know if he asked Jane whether  
3 he could work from home?  
4 A. I am Jane, and, no, he did not ask  
5 me.  
6 Q. Do you know if he asked Judy Brener  
7 if he could work from home?  
8 MR. D'ARTIGLIO: Objection.  
9 A. I think he sent a note to her that  
10 he could continue to work from home.  
11 Q. Before the call on June 24th, did  
12 you know that he was working from home?  
13 A. Everyone was working from home; it  
14 was mandated by the State.  
15 Q. But June 22nd was the return-to-work  
16 date at Solil, correct?  
17 A. Yes, which was also mandated by the  
18 State as the first date we could return to  
19 work.  
20 Q. And did you know that on the 22nd,  
21 instead of coming to the office, Mr. Goldman  
22 continued to work from home?  
23 A. I did not know that.  
24 Q. Why did you call him on June 24th?  
25 A. Because at that point, whatever

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1 J. H. GOLDMAN  
2 conversations he had had, his correspondence  
3 with Judy Brener, was brought to my  
4 attention. I was personally shocked, because  
5 I had never known Jeff had any health issues  
6 that precluded him from coming to the office.  
7 Q. Is the correspondence you're  
8 referring to the correspondence in which he  
9 said that he cannot return to work in the  
10 office because of underlying health  
11 conditions?  
12 MR. D'ARTIGLIO: Objection.  
13 Mischaracterizes the document. You can  
14 answer.  
15 A. I don't know. I'm looking at what  
16 document? Let me see the document.  
17 MR. D'ARTIGLIO: You want to show  
18 her the document, Mr. Kirschenbaum?  
19 Q. I don't want to show you a document  
20 --  
21 A. Well, I can't remember. I have to  
22 see exactly what I'm talking to. I want to  
23 give you an honest, truthful answer. I do  
24 not want to guess. So please show me the  
25 document, or allow me to find it. But if you

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1 J. H. GOLDMAN  
2 don't want to show me, then I can't answer  
3 the question.  
4 Q. I'm sharing Plaintiff's Exhibit 2 on  
5 the screen.  
6 (Whereupon, Plaintiff's Exhibit 2  
7 was referenced.)  
8 Q. Do you see this document?  
9 A. Yes.  
10 Q. And it's marked P001?  
11 A. I don't see the marking.  
12 Q. At the very corner you see the P001?  
13 MR. D'ARTIGLIO: I apologize, Mr.  
14 Kirschenbaum, the bottom of my screen, we  
15 cannot see the last small part of the  
16 document.  
17 Q. Do you see a document from Jeff  
18 Paley to Doron Katz dated June 3, 2020?  
19 A. I do.  
20 Q. Is that one of the correspondence  
21 you were talking about that you were  
22 surprised about?  
23 MR. D'ARTIGLIO: Objection.  
24 A. No.  
25 MR. KIRSCHENBAUM: I'm showing you



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1 J. H. GOLDMAN  
2 now what was marked as Exhibit 18. It  
3 was not in what I sent to you yesterday,  
4 but it was in your production, Anthony.  
5 (Whereupon, Plaintiff's Exhibit 18  
6 was referenced.)  
7 Q. Does this document look familiar to  
8 you?  
9 A. Yes, that looks familiar to me.  
10 Q. Is that the correspondence that you  
11 said you were surprised by?  
12 MR. D'ARTIGLIO: Objection. Do you  
13 mean both e-mails or one e-mail?  
14 Q. Well, let's start with the e-mail  
15 from Jeff to Judy on June 17, 11:48 a.m.,  
16 saying at the end of the e-mail that he will  
17 not be able to return to court and not be  
18 able to return to the office. I can,  
19 however, continue working from home. Is that  
20 the document that you were referring to?  
21 A. I'm sorry, I'm lost now. Referring  
22 to when?  
23 Q. You said that you were shocked about  
24 the correspondence by Mr. Goldman, and that's  
25 why you called him on June 24th. I'm asking

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1 J. H. GOLDMAN  
2 if this is the correspondence that you were  
3 shocked from?  
4 MR. D'ARTIGLIO: Objection.  
5 A. Yes, I was shocked by this.  
6 Q. And is that part of why you called  
7 him on June 24th?  
8 A. Yes.  
9 Q. And isn't it the case that Mr.  
10 Goldman in the last sentence of the e-mail  
11 made clear that he can continue working from  
12 home; was that your understanding of what he  
13 was saying?  
14 MR. D'ARTIGLIO: Objection.  
15 A. No. He never said this to me.  
16 Q. But you did see this.  
17 A. I saw it on the 24th, when I called  
18 him, because I didn't understand what was  
19 going on. I was surprised he was quitting.  
20 Q. Did he send you this document on the  
21 call, or did you see this document before you  
22 called him?  
23 MR. D'ARTIGLIO: Objection.  
24 A. He never sent this to me.  
25 Q. Did you see this document before you

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1 J. H. GOLDMAN  
2 called him, or did you see it for the very  
3 first time on the telephone call?  
4 MR. D'ARTIGLIO: Objection.  
5 Compound question.  
6 A. I don't see things on telephone  
7 calls. But Judy brought this to my  
8 attention, and I gave him a phone call, which  
9 I have already said to you.  
10 Q. So she brought it to your attention.  
11 Did she forward this e-mail to you?  
12 A. No.  
13 Q. How did she bring it to your  
14 attention?  
15 A. She walked into my office -- as Jeff  
16 could have done.  
17 Q. And did she tell you that Jeff said  
18 that he could continue working from home?  
19 MR. D'ARTIGLIO: Objection.  
20 A. She brought me the letter.  
21 Q. And what did she say about the  
22 letter?  
23 MR. D'ARTIGLIO: Objection. Before  
24 you answer, I just want to be clear, Ms.  
25 Brener is general counsel for Solil

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1 J. H. GOLDMAN  
2 Management, so you're in an attorney-  
3 client relationship. To the extent that  
4 you can answer the question with purely  
5 factual information, that would not be  
6 privileged and you're free to answer it.  
7 To the extent that there was any  
8 discussion of legal advice or things of  
9 that nature, that would be privileged and  
10 you should not disclose that information.  
11 With that instruction, you're free to  
12 answer the question.  
13 A. Could you repeat the question?  
14 Q. Did Ms. Brener tell you that Mr.  
15 Goldman stated that he was willing to work  
16 from home?  
17 MR. D'ARTIGLIO: Objection.  
18 Mischaracterizes the document.  
19 MR. KIRSCHENBAUM: I'm not  
20 characterizing. I'm asking a question.  
21 MR. D'ARTIGLIO: He testified he was  
22 willing to work from home --  
23 MR. KIRSCHENBAUM: Don't testify.  
24 I'm asking her if Mr. --  
25 MR. D'ARTIGLIO: You're screaming.

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1 J. H. GOLDMAN  
2 A. I'm getting very upset. This is  
3 disturbing, to be yelled at.  
4 (Continuous simultaneous talk)  
5 Q. I will rephrase the question. My  
6 question on the record is not what the  
7 document says. My question is, did Ms.  
8 Brener tell you that Mr. Goldman was willing  
9 to work from home?  
10 MR. D'ARTIGLIO: Objection. You can  
11 answer.  
12 A. Not that I recall.  
13 Q. So, you had a conversation with Ms.  
14 Brener about Mr. Goldman, correct?  
15 A. I don't remember the exact contents  
16 of the conversation. She brought the note,  
17 which is self-explanatory.  
18 Q. Ms. Goldman, Ms. Brener brought you  
19 this e-mail, or she brought you the doctor's  
20 note or both?  
21 A. I told you I did not see the  
22 doctor's note then.  
23 Q. So she just brought you this e-mail.  
24 A. Yes, that Jeff was not coming back  
25 to work.

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1 J. H. GOLDMAN  
2 Q. And did you see in this e-mail at  
3 the end of the e-mail that Mr. Goldman states  
4 these words, "I can, however, continue  
5 working from home"?  
6 A. Well, the huge problem with that is  
7 that Jeff was our court attorney. Jeff  
8 cannot go to court from home. That was his  
9 job. If he's not willing to go to court,  
10 there is nothing for him to do. There was no  
11 one else to do what he did, and that was to  
12 go to court.  
13 Q. So you believed that he should not  
14 be allowed to work from home, correct?  
15 MR. D'ARTIGLIO: Objection.  
16 A. He could not do his job from home.  
17 Q. And did you tell that to Mr. Goldman  
18 when you spoke to him?  
19 A. Not that I recall -- he knows it  
20 himself.  
21 Q. Were you aware at the time that  
22 there were no in-person court hearings during  
23 that period of time?  
24 MR. D'ARTIGLIO: Objection.  
25 A. Yes, I was aware. I wasn't asking

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1 J. H. GOLDMAN  
2 him to go to court that day. But that's not  
3 what he said. In here he says, I will not be  
4 able to return to court, and I will not be  
5 able to return to the office. He never  
6 offered to ever go back to court. He stated  
7 quite frankly that he was not going to court,  
8 and he was not coming to the office. And if  
9 you understood what his job was, that is  
10 quitting.  
11 Q. Did you tell him that that was  
12 unacceptable to you?  
13 A. Of course I told him.  
14 MR. D'ARTIGLIO: Objection.  
15 A. I didn't want him to quit. I wanted  
16 him to stay. Nobody wanted him to leave.  
17 Judy, as a matter of fact, some  
18 correspondence she had directly with him,  
19 which I'm sure you have in your exhibits,  
20 what he wrote to her, she said, Jeff, your  
21 our court attorney, help. He never offered  
22 to help or give any other suggestions. He  
23 didn't try to work out a way to make this  
24 work. He just said, I'm not doing it.  
25 Q. So you understood that to be him

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1 J. H. GOLDMAN  
2 quitting; is that correct?  
3 A. Yes, of course, that's quitting. If  
4 you're saying, I can't do my job, I'm not  
5 going to do my job, that's quitting, that's  
6 retiring or whatever you want to call it. He  
7 was not being fired. We had no intention of  
8 firing Jeff.  
9 Q. Even though he said in his e-mail, I  
10 could continue working from home?  
11 MR. D'ARTIGLIO: Objection.  
12 A. He cannot do his job from home.  
13 Q. So you did not believe that saying,  
14 I could continue working from home meant that  
15 he wanted to stay employed.  
16 MR. D'ARTIGLIO: Objection.  
17 A. It's not possible for him to do his  
18 job from home.  
19 Q. So you made it clear that that was  
20 unacceptable to Solil; is that correct?  
21 MR. D'ARTIGLIO: Objection.  
22 A. No, I did not. I called him and I  
23 asked him what was going on. I didn't want  
24 him to leave. He said I should fire him so  
25 he can collect Unemployment -- as you well

<p style="text-align: right;">Page 38</p> <p>1 J. H. GOLDMAN</p> <p>2 know, because he stated that in his</p> <p>3 deposition yesterday.</p> <p>4 Q. Did you ever talk to him about</p> <p>5 accommodating his request to work from home?</p> <p>6 MR. D'ARTIGLIO: Objection.</p> <p>7 A. He didn't ask for any accommodations</p> <p>8 from me. He never asked me.</p> <p>9 Q. Did you not consider his request to</p> <p>10 work from home in that e-mail to be a request</p> <p>11 for an accommodation?</p> <p>12 MR. D'ARTIGLIO: Objection.</p> <p>13 A. No, I did not. He never asked me</p> <p>14 for any accommodation.</p> <p>15 Q. Did you consider whether allowing</p> <p>16 him to work from home might be an</p> <p>17 accommodation?</p> <p>18 MR. D'ARTIGLIO: Objection.</p> <p>19 A. No, that's not an accommodation.</p> <p>20 It's an inability to do his job. If he could</p> <p>21 do his job from home, I would be happy to let</p> <p>22 him do his job from home. He cannot do his</p> <p>23 job from home.</p> <p>24 Q. Did you engage with him in an</p> <p>25 interactive process to talk about how the</p>	<p style="text-align: right;">Page 40</p> <p>1 J. H. GOLDMAN</p> <p>2 Did he need to be in court that day? No.</p> <p>3 Q. Were you aware of any court</p> <p>4 appearances subsequent to June that were</p> <p>5 scheduled on June 24th that required his in-</p> <p>6 person appearance?</p> <p>7 MR. D'ARTIGLIO: Objection.</p> <p>8 A. I have no idea.</p> <p>9 Q. Do you know if on June 24, 2020,</p> <p>10 there was any matter at all that required his</p> <p>11 in-person appearance?</p> <p>12 MR. D'ARTIGLIO: Just on that date?</p> <p>13 MR. KIRSCHENBAUM: No. Anything</p> <p>14 scheduled subsequent to June 24th.</p> <p>15 A. Excuse me. On June 24th, he had</p> <p>16 already quit. So I don't know -- obviously,</p> <p>17 if somebody quits it doesn't matter what's</p> <p>18 ongoing. He quit. He left us. After</p> <p>19 20 years he just quit.</p> <p>20 Q. You testified that his job did not</p> <p>21 allow him to work from home; isn't that</p> <p>22 correct? You said his job was not of the</p> <p>23 nature that he could work from home; is that</p> <p>24 correct?</p> <p>25 MR. D'ARTIGLIO: Objection.</p>
<p style="text-align: right;">Page 39</p> <p>1 J. H. GOLDMAN</p> <p>2 company might be able to accommodate him?</p> <p>3 A. No. He didn't ask me. Just for</p> <p>4 your information, we accommodated everyone</p> <p>5 throughout this entire process. He did not</p> <p>6 ask for an accommodation. He asked to stay</p> <p>7 home. Unfortunately, his job is not one in</p> <p>8 which he can stay home. If it were, then he</p> <p>9 wouldn't have to ask me if I can fire him so</p> <p>10 he could collect Unemployment.</p> <p>11 Q. Are you aware of anything on</p> <p>12 June 24, 2020 that required his in-person</p> <p>13 participation?</p> <p>14 A. He did not ask.</p> <p>15 Q. I'm asking you.</p> <p>16 A. On June 24th? Just in general,</p> <p>17 attorneys meet and discuss cases in person in</p> <p>18 our office. Of course, we had taken every</p> <p>19 possible precaution. As you see, we're still</p> <p>20 wearing masks. We still have screens up. We</p> <p>21 have Purell every few feet. No one in our</p> <p>22 office has gotten COVID from anyone in our</p> <p>23 office. We have made every possible</p> <p>24 accommodation. We are unbelievably cautious</p> <p>25 and safe. So, yes, he should have come in.</p>	<p style="text-align: right;">Page 41</p> <p>1 J. H. GOLDMAN</p> <p>2 A. No. I said -- I don't know exactly</p> <p>3 how I said it, but the nature of his job was</p> <p>4 he was our court attorney. Obviously, days</p> <p>5 when there was no court, he came to the</p> <p>6 office. But when there was a court</p> <p>7 appearance, that's what he needed to do.</p> <p>8 Q. Did you require him to come to the</p> <p>9 office on June 22nd?</p> <p>10 MR. D'ARTIGLIO: Objection.</p> <p>11 A. I didn't require. We had asked our</p> <p>12 entire staff to return to the office on</p> <p>13 June 22nd, in accordance with New York</p> <p>14 mandated COVID requirements.</p> <p>15 Q. Did the company make an exception</p> <p>16 for Jeff Goldman with respect to that</p> <p>17 requirement?</p> <p>18 MR. D'ARTIGLIO: Objection.</p> <p>19 A. Did we make an exception? He quit.</p> <p>20 He wrote a letter he wasn't coming back.</p> <p>21 Q. Before the time that you allege that</p> <p>22 he quit, did the company make an exception</p> <p>23 for Jeff Goldman with respect to the return-</p> <p>24 to-work requirement?</p> <p>25 A. No. Why would we? What exception</p>

<p style="text-align: right;">Page 42</p> <p>1 J. H. GOLDMAN</p> <p>2 was he?</p> <p>3 Q. On June 23rd, 2020, do you recall</p> <p>4 how many attorneys were employed at Solil?</p> <p>5 A. No.</p> <p>6 Q. Do you know if Solil hired any</p> <p>7 attorneys in year 2020, after Mr. Goldman's</p> <p>8 employment ended?</p> <p>9 A. Yes, we did.</p> <p>10 Q. Who hired --</p> <p>11 A. I don't do the hiring attorneys.</p> <p>12 Q. But what are their names?</p> <p>13 A. I don't know.</p> <p>14 Q. Did you hire one in the year 2020?</p> <p>15 A. I believe Ms. Brener hired another</p> <p>16 attorney, yes.</p> <p>17 MR. KIRSCHENBAUM: Anthony, one of</p> <p>18 our requests was to give us documents</p> <p>19 relating to attorneys that were hired</p> <p>20 after Mr. Goldman's termination. I don't</p> <p>21 believe we received those documents. I'm</p> <p>22 sure there was nothing nefarious about</p> <p>23 it, but I just want to ask that the</p> <p>24 company go back and produce those</p> <p>25 documents.</p>	<p style="text-align: right;">Page 44</p> <p>1 J. H. GOLDMAN</p> <p>2 Q. Aside from Mr. Goldman talking to</p> <p>3 you on the phone on June 24th, do you know if</p> <p>4 he communicated to anyone else that he wanted</p> <p>5 to retire?</p> <p>6 A. Do I know? I don't know who he</p> <p>7 speaks to.</p> <p>8 Q. Right. So you do not know; is that</p> <p>9 correct?</p> <p>10 A. I have no idea.</p> <p>11 Q. Did you ask him on the telephone</p> <p>12 call why he was retiring?</p> <p>13 A. Did I ask him why? That was the</p> <p>14 whole purpose of the phone call.</p> <p>15 Q. Did you ask him why he was retiring?</p> <p>16 MR. D'ARTIGLIO: Objection. Asked</p> <p>17 and answered.</p> <p>18 Q. You can answer.</p> <p>19 A. He told me he wanted me to fire him,</p> <p>20 and I said, I'll take that as your</p> <p>21 retirement. And he said, No, I want to be</p> <p>22 fired so I can collect Unemployment.</p> <p>23 Q. Did you point out to him on the</p> <p>24 telephone that he could continue to work from</p> <p>25 home if he wanted to?</p>
<p style="text-align: right;">Page 43</p> <p>1 J. H. GOLDMAN</p> <p>2 MR. D'ARTIGLIO: We'll take it under</p> <p>3 advisement. I'm certain there will be a</p> <p>4 notation in the transcript about it.</p> <p>5 MR. KIRSCHENBAUM: I'll just send</p> <p>6 you an e-mail. There might be an</p> <p>7 indication in the transcript, as well.</p> <p>8 MR. D'ARTIGLIO: That's fine, as</p> <p>9 well.</p> <p>10 (Whereupon, recess was taken.)</p> <p>11 Q. Ms. Goldman, did you make decisions</p> <p>12 with respect to Jeff Goldman's salary?</p> <p>13 A. Yes.</p> <p>14 Q. Who is Concheta?</p> <p>15 A. Office manager.</p> <p>16 Q. Do you know if Concheta called Mr.</p> <p>17 Goldman's insurance company to notify them</p> <p>18 that his Cobra should end in December 2020?</p> <p>19 MR. D'ARTIGLIO: Objection.</p> <p>20 A. I do not.</p> <p>21 Q. Do you know anything about</p> <p>22 Concheta's communications with respect to Mr.</p> <p>23 Goldman's insurance?</p> <p>24 A. I do not.</p> <p>25 MR. D'ARTIGLIO: Objection.</p>	<p style="text-align: right;">Page 45</p> <p>1 J. H. GOLDMAN</p> <p>2 MR. D'ARTIGLIO: Objection.</p> <p>3 A. He didn't ask to.</p> <p>4 Q. But did you tell it to him?</p> <p>5 MR. D'ARTIGLIO: Objection.</p> <p>6 A. Why would I tell him if he didn't</p> <p>7 ask me? He told me he wasn't coming back to</p> <p>8 the office.</p> <p>9 Q. Did you fire him so he could collect</p> <p>10 Unemployment?</p> <p>11 A. I didn't fire him at all.</p> <p>12 Q. So it's your position that he left</p> <p>13 voluntarily?</p> <p>14 A. A hundred percent.</p> <p>15 Q. Do you know if Solil contested Mr.</p> <p>16 Goldman's application for Unemployment</p> <p>17 benefits?</p> <p>18 A. I don't know.</p> <p>19 Q. Did you tell anyone that Mr. Goldman</p> <p>20 had retired after the telephone call?</p> <p>21 A. Yes.</p> <p>22 Q. Who did you tell?</p> <p>23 A. I believe I told Ms. Brener.</p> <p>24 Q. Did you tell Ms. Brener that if he</p> <p>25 files for Unemployment, she should make it</p>

12 (Pages 42 - 45)

<p style="text-align: right;">Page 50</p> <p>1 J. H. GOLDMAN</p> <p>2 A. When he asked me to fire him, I</p> <p>3 said, No, why don't you just retire and take</p> <p>4 your pension? He said, again, I don't want</p> <p>5 to do that; fire me so I can collect</p> <p>6 Unemployment. It's what he wanted to do from</p> <p>7 the beginning.</p> <p>8 Q. Is it possible that his words were,</p> <p>9 I'm not going to retire, you're going to have</p> <p>10 to fire me?</p> <p>11 MR. D'ARTIGLIO: Objection.</p> <p>12 A. No, it's not possible at all.</p> <p>13 Q. Do you remember what his exact words</p> <p>14 were?</p> <p>15 A. No, I don't, but I know those</p> <p>16 weren't them.</p> <p>17 Q. Did you wonder why he would be</p> <p>18 saying that to you one week after he made it</p> <p>19 known to Ms. Brener that he wanted to</p> <p>20 continue working from home?</p> <p>21 MR. D'ARTIGLIO: Objection.</p> <p>22 A. I don't know what he made known to</p> <p>23 Ms. Brener a week before because I did not</p> <p>24 know about it, and our office was closed the</p> <p>25 week before.</p>	<p style="text-align: right;">Page 52</p> <p>1 J. H. GOLDMAN</p> <p>2 come to the office, and he could not do --</p> <p>3 A. Because he quit.</p> <p>4 Q. -- because he could not do his work</p> <p>5 remotely; is that right?</p> <p>6 MR. D'ARTIGLIO: Objection.</p> <p>7 A. No, he cannot do his work remotely.</p> <p>8 Q. And Solil did not allow him to do it</p> <p>9 remotely?</p> <p>10 MR. D'ARTIGLIO: Objection.</p> <p>11 A. No, he's allowed -- as long as the</p> <p>12 government mandated that the courts be closed</p> <p>13 and the office shut, everyone worked</p> <p>14 remotely.</p> <p>15 Q. But after June 22nd, Solil didn't</p> <p>16 allow Mr. Goldman to work remotely; is that</p> <p>17 correct?</p> <p>18 MR. D'ARTIGLIO: Objection.</p> <p>19 A. He quit. It had nothing to do with</p> <p>20 allowing him. He asked me to fire him so he</p> <p>21 didn't have to work anymore, so he can</p> <p>22 collect Unemployment. He was not fired,</p> <p>23 period.</p> <p>24 Q. Did Solil allow Mr. Goldman to work</p> <p>25 remotely after June 22nd?</p>
<p style="text-align: right;">Page 51</p> <p>1 J. H. GOLDMAN</p> <p>2 Q. Did you not testify earlier that Ms.</p> <p>3 Brener came into your office with a copy of</p> <p>4 Mr. Goldman's e-mail that he sent to her?</p> <p>5 A. I did, and I said it was on the</p> <p>6 24th.</p> <p>7 Q. It was on the 24th that she came</p> <p>8 into your office?</p> <p>9 A. That's correct. My office didn't</p> <p>10 open until the 22nd, you understand that,</p> <p>11 right? The office was closed the week that</p> <p>12 Jeff sent that to Judy. Our office was not</p> <p>13 open. Everyone was working remotely.</p> <p>14 Q. Did you not wonder why Mr. Goldman</p> <p>15 would be retiring only one week after sending</p> <p>16 the e-mail to Ms. Brener where he said he</p> <p>17 could continue working from home?</p> <p>18 MR. D'ARTIGLIO: Objection.</p> <p>19 A. I didn't wonder for one second. It</p> <p>20 was quite obvious to me he was quitting. He</p> <p>21 knows very well he could not do the job</p> <p>22 remotely, period. He can't do that job</p> <p>23 remotely.</p> <p>24 Q. So the reason his employment ended,</p> <p>25 according to you, is because he refused to</p>	<p style="text-align: right;">Page 53</p> <p>1 J. H. GOLDMAN</p> <p>2 MR. D'ARTIGLIO: Objection. Asked</p> <p>3 and answered. You can answer.</p> <p>4 A. He quit.</p> <p>5 Q. Did Solil allow Mr. Goldman to work</p> <p>6 remotely after June 22nd?</p> <p>7 MR. D'ARTIGLIO: Objection. Asked</p> <p>8 and answered. If you have anything else</p> <p>9 to add, feel free.</p> <p>10 THE WITNESS: I have nothing else to</p> <p>11 add.</p> <p>12 Q. You don't know whether Solil allowed</p> <p>13 Mr. Goldman to work remotely after June 22nd?</p> <p>14 MR. D'ARTIGLIO: That's not what she</p> <p>15 testified to.</p> <p>16 A. I answered that already.</p> <p>17 Q. What is your answer?</p> <p>18 A. Read it back.</p> <p>19 Q. The answer was he quit, which still</p> <p>20 does not answer the question. Between</p> <p>21 June 24th --</p> <p>22 A. After somebody quits, I don't try to</p> <p>23 get them not to quit.</p> <p>24 Q. What about before he quit, did Solil</p> <p>25 allow --</p>